BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter	of)				
	TONY LE)	DOCKET	NO.	2006-031
For Extension Certificate.	of Motor Carrier)			

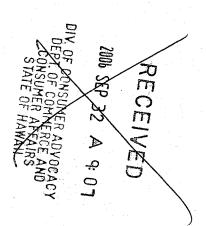
DECISION AND ORDER NO. 22907

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DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMER AFFAIRS
STATE OF HAWAII

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Filed <u>Sept. 29</u>, 2006 At <u>1:70</u> o'clock <u>P</u>.M.

Chief Clerk of the Commission



ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.

DEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of)

TONY LE

Docket No. 2006-0318 Decision and Order No. 22907

For Extension of Motor Carrier Certificate.

DECISION AND ORDER

By this Decision and Order, the commission authorizes TONY LE ("Applicant") to extend his authority under certificate of public convenience and necessity number 1835-C ("Certificate No. 1835-C") to include the 8-to-25 passenger classification on the island of Oahu, subject to certain conditions, as described herein.

I.

Application to Extend Common Carrier Authority

Applicant is a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the 1-to-7 passenger classification. On July 28, 2006, Applicant filed an application seeking commission approval to extend his authority under Certificate No. 1835-C to include the 8-to-25 passenger classification.

Applicant served copies of the application on the Hawaii Transportation Association and the Hawaii State Certified Common Carriers Association, Inc., which consist of carriers that

may be affected by Applicant's proposed service, and on the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs ("Consumer Advocate"). The Consumer Advocate did not participate in this proceeding, and no persons moved to intervene in this docket.

II.

Findings and Conclusions

Based upon our review of the record, we find that Applicant is fit, willing, and able to properly perform the proposed service, and to conform to Hawaii Revised Statutes chapter 271 and the requirements and rules of the commission. We also find that the proposed service is required by the present and future public convenience and necessity. Accordingly, we conclude that Applicant's request for an extension of his authority should be granted.

III.

Orders

THE COMMISSION ORDERS:

- 1. Applicant is authorized to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the 1-to-7 and 8-to-25 passenger classifications.
- 2. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle

including, but not limited to, filing a lawful tariff and filing the appropriate insurance documents.

- Applicant shall comply with the foregoing requirements within one hundred and twenty (120) days after service of this Decision and Order. Failure to comply within the time specified constitutes cause for this commission to vacate this Decision and Order.
- Applicant shall not commence operations in the 8-to-25 passenger classification until he has received written confirmation from the commission that all requirements have been met.

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PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

APPROVED AS TO FORM:

Stacey Kawasaki Djou Commission Counsel

2006-0318.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing <u>Decision and Order No. 22907</u> upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS DIVISION OF CONSUMER ADVOCACY P. O. Box 541 Honolulu, HI 96809

TONY LE 2751 Kapiolani Boulevard, #504 Honolulu, HI 96826

Karen Higashi

DATED: SEP 2 9 2006